

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

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MALAMA MINN
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DUANE R. MIYASHIRO
COMMISSIONER

FRANKLIN DON PACARRO, JR.
ADMINISTRATOR

ANNA C. HIRAI
ASSISTANT ADMINISTRATOR

HEARING SYNOPSIS

November 29, 2018 **Agenda (19th Meeting)**

Present: O'Donnell, Minn, Lee, Miyashiro

PUBLIC HEARINGS – LICENSES GRANTED

[Comm. Minn moved for approval; Comm. Lee seconded; Vote 4:0]

HI Hamjipark LLC, dba Hamjipark Honolulu
919 Keeaumoku Street, Suite A-101
Restaurant General license (Category No. 1 – Standard Bar)

Eggs 'N Things Ko Olina, LLC, dba Eggs 'N Things Ko Olina, LLC
92-1049 Olani Street, #1-101, Kapolei (Ko Olina Center)
Restaurant General license (Category No. 1 – Standard Bar)

MNS, Ltd., dba ABC Stores
1450 Ala Moana Boulevard, Suite 1335
Retail General license

Workplay LLC, dba Workplay
814 Ilaniwai Street
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

PUBLIC HEARING – RESCHEDULED TO NEXT AVAILABLE DATE

Lava Tube Waikiki Inc., dba Lava Tube Waikiki Inc.
Hotel General license
Transfer from Da Big Blue Enterprises Corp., dba Da Big Kahuna Waikiki
2280 Kuhio Avenue

APPROVED AT PRELIMINARY HEARING

[Comm. Minn moved for approval; Comm. Lee seconded; Vote 4:0]

S & K 2019 LLC, dba S & K 2019 LLC
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
Transfer from Assaggio Bistro Italian Restaurant LLC, dba Assaggio Bistro Italian Restaurant LLC
4346 Waiialae Avenue

Billow Hawaii, LLC, dba Kushikatsu Tanaka
2250 Kalakaua Avenue, Space No. 9 (Waikiki Yokochō)
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

Baikohken Hawaii, LLC, dba Baikohken Hawaii, LLC
2250 Kalakaua Avenue, Space No. 4 (Waikiki Yokochō)
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

Mazeru LLC, dba Bar Maze
600 Ala Moana Boulevard, Suite 1B (The Collection)
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

The Odom Corporation, dba The Odom Corporation
2879 Mokumoa Street
Wholesale dealer General license

Shark Hawaii, LLC, dba Shark Hawaii, LLC
2250 Kalakaua Avenue, Space No. 3 (Waikiki Yokochō)
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

PRELIMINARY HEARING - CONTINUED TO DECEMBER 13, 2018
[Comm. Minn moved for continuance; Comm. Lee seconded; Vote 4:0]

Head To Toe Nails & Spa LLC, dba Head To Toe Nails & Spa
3613 Waiālae Avenue, #2
Dispenser Beer & Wine license (Category No. 1 – Standard Bar)

OTHER LICENSE/APPLICATION/REQUEST GRANTED
[Comm. Minn moved for approval; Comm. Lee seconded; Vote 4:0]

Bamboo Catering Inc., dba Bamboo Catering
94-428 Mokuola Street, Waipahu (Filipino Community Center)
Special General license from 5:00 p.m. to 10:30 p.m. on Saturday, December 1, 2018
(1st Birthday party)

Bamboo Catering Inc., dba Bamboo Catering
94-428 Mokuola Street, Waipahu (Filipino Community Center)
Special General license from 9:30 a.m. to 2:30 p.m. on Friday, December 7, 2018
(Corporate Holiday party)

Bamboo Catering Inc., dba Bamboo Catering
94-428 Mokuola Street, Waipahu (Filipino Community Center)
Special General license from 5:00 p.m. to 10:30 p.m. on Saturday, December 8, 2018
(Employee Holiday party)

Bamboo Catering Inc., dba Bamboo Catering
94-428 Mokuola Street, Waipahu (Filipino Community Center)
Special General license from 5:00 p.m. to 10:30 p.m. on Saturday, December 15, 2018
(Employee Holiday party)

Bamboo Catering Inc., dba Bamboo Catering
94-428 Mokuola Street, Waipahu (Filipino Community Center)
Special General license from 5:00 p.m. to 10:30 p.m. on Sunday, December 16, 2018
(Employee Holiday party)

Bamboo Catering Inc., dba Bamboo Catering
94-428 Mokuola Street, Waipahu (Filipino Community Center)
Special General license from 5:00 p.m. to 10:30 p.m. on Saturday, December 29, 2018
(1st Birthday party)

Craft Beer Company LLC, dba Off the Wall Craft Beer and Wine
1108 Auahi Street, Space 140
Special Beer and Wine license on the following dates: (total of 9 days)
1) *Thursday, December 6, 2018, from 11:00 a.m. to 11:00 p.m.;*
2) *Friday, December 7, 2018; and Saturday, December 8, 2018, from 11:00 a.m. to 12:00 a.m.*
(Midnight); and;
3) *Sunday, December 9, 2018, from 11:00 a.m. to 6:00 p.m.; and;*
4) *Monday, December 10, 2018 through Thursday,*
December 13, 2018, from 11:00 a.m. to 11:00 p.m.; and;
5) *Friday, December 14, 2018, from 11:00 a.m. to 12:00 a.m. (Midnight)*

S & K 2019 LLC, dba S & K 2019 LLC
4346 Waialae Avenue (the current site of Assaggio Bistro Italian Restaurant LLC)
Temporary Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
(Effective December 29, 2018)

Volume Services, Inc., dba Centerplate
99-500 Salt Lake Boulevard
[Stand-Alone] Temporary Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

Il Tappo LLC, dba Il Tappo
2181 Kalakaua Avenue, 2nd Floor Lobby (the former site of Outrigger Hotels Hawaii)
[Stand-Alone] Temporary Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing)
[Comm. Minn moved for approval; Comm. Lee seconded; Vote 3:0:1; Comm. Miyashiro recused]

Murphy's Inc., dba Murphy's Bar & Grill
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
2 Merchant Street
Approval to temporarily extend its licensed premises to include Merchant Street, between Nuuanu Avenue and Bethel Street from 6:00 p.m. to 10:00 p.m. on Wednesday, December 12, 2018
(Miracle on Merchant Street)

Wayne Luke, Esq., on behalf of Zeng's Investment LLC, landlord
Cancellation of Restaurant General License (Category No. 1 – Standard Bar) No. R0934
(License issued to Real Japan Ltd., dba Sushi Izakaya Shin, 2065 South Beretania Street, Suite 103)

Robert K. Ichikawa, Esq., and Gabriele V. Provenza, Esq., on behalf of Omakase LLC, dba Hihimanu Sushi
Waiver of Rule 3-82-32.1(a) requiring a temporary license application be filed within five working days of the surrender of the previous license or closing of the business
(For premises at 3040 Waialae Avenue, Suite A-2)

Liquor Commission

Re: Hawaii Academy of Performing Arts, dba The Arts at Marks Garage, [Non-Profit] Special License from 5:00 p.m. to 11:00 p.m. on Saturday, October 27, 2018, 1159 Nuuanu Avenue, between Chaplain Lane and King Street; Smith Street, between King and Pauahi Streets; Pauahi Street, between Bethel and Smith Streets; and Hotel Street, between Bethel and Smith Streets (Annual Hallowbaloo Music & Arts Festival) -- Post-event report

[NO ACTION REQUIRED]

Liquor Commission

Re: Hawaii Youth Golf Association, dba The First Tee of Hawaii, [Non-Profit] Special License from 6:00 p.m. to 11:00 p.m. on Saturday, October 27, 2018, 1 Aloha Tower Drive (Hawaii Youth Golf Association fundraiser) -- Post-event report

[NO ACTION REQUIRED]

OTHER LICENSE/APPLICATION/REQUEST WITHDRAWN

[Comm. Minn moved for withdrawal; Comm. Lee seconded; Vote 4:0]

Volume Services, Inc., dba Centerplate

99-500 Salt Lake Boulevard (Aloha Stadium)

Special General license from 5:30 p.m. to 11:00 p.m. on Thursday, December 27, 2018

(Cardi B., Snoop Dogg concert)

OTHER LICENSE/APPLICATION/REQUEST – NO ACTION TAKEN

FEC Kaimuki Partners, LLC, dba Champs

Restaurant General license (Category No. 1 – Standard Bar)

3457 Waiialae Avenue

Requesting approval to permanently extend its licensed premises approximately 22 feet in the Ewa direction, and to make alterations

[Commissioners Lee and Miyashiro recused]

Kailua Lodge No. 2230, Benevolent and Protective Order of Elks of the United, dba Kailua Lodge No. 2230, Benevolent and Protective Order of Elks of the United

Club General license (Category No. 1 – Standard Bar)

48 Maluniu Avenue, Kailua

Requesting approval to host monthly Bingo events

ADJUDICATION HEARINGS

[Comm. Minn moved to accept or amend recommended penalty; Comm. Lee seconded; Vote 4:0]

Nobu Hawaii, LLC, dba Nobu Honolulu

Restaurant General (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

1118 Ala Moana Boulevard, Space #100

Violation: Rule 3-81-17.54(c) [Late filing of gross liquor sales report]

Plea: No contest

Disposition: \$300 penalty

DS Restaurant Group LLC, dba Pho'hana LLC (nka Charm 3)

Restaurant General (Category No. 1 – Standard Bar)

52 North Hotel Street, Suites 113/114

Violation: Rule 3-82-31.2(a) [Conducted business outside of authorized class or category]

Plea: No contest

Disposition: \$500 penalty

S H Restaurant Inc., dba Choon Chun Shaka Shaka Restaurant & Karaoke
Restaurant General (Category No. 1 – Standard Bar)
1649 Kalakaua Avenue, Suite B

Charge 1

Violation: Rule 3-84-78.03(c) [Permitted entertainment which cause complaints from the public or reports by the Commission's investigators indicating that noise created by patrons departing the premises disturbed residents or tenants of the neighborhood in which the premises is located]

Plea: No contest

Disposition: \$500 penalty

Charge 2

Violation: Rule 3-82-38.2 [Failure to have current copy of Statutes and Rules of Commission on licensed premises]

Plea: No contest

Disposition: \$100 penalty

BIFA Seafood, Inc., dba Cajun King Kaimuki Inc. (nka BIFA Seafood, Inc.)
Restaurant General (Category No. 1 – Standard Bar)
3611 Waiialae Avenue

Violation: Section 281-41(h), HRS [Licensee, without Commission approval, transferred its business to another person, either openly or under undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate]

Plea: No contest

Disposition: \$500 penalty

Highgate Hotels, L.P., dba Hilton Garden Inn Waikiki Beach
Hotel General
2330 Kuhio Avenue

Violation: Section 281-41(h), HRS [Licensee, without Commission approval, transferred its business to another person, either openly or under undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate]

Plea: No contest

Disposition: \$500 penalty

Kaneohe Yacht Club, dba Kaneohe Yacht Club
Club General (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
44 503 Kaneohe Bay Drive, Kaneohe

Violation: Section 281-41(i), HRS [Failure to timely notify of name, age, and residence of officer or director]

Plea: No contest

Disposition: \$750 penalty

Hawaii HIS Corporation, dba Lea Lea Airport Lounge
Restaurant General (Category No. 1 – Standard Bar)
300 Rodgers Boulevard, Building 350, Space 152D

Violation: Section 281-41(i), HRS [Failure to timely notify of name, age, and residence of officer or director]

Plea: No contest

Disposition: \$500 penalty

ADJUDICATION HEARING – CONTINUED TO DECEMBER 6, 2018

[Comm. Minn moved to accept or amend recommended penalty; Comm. Lee seconded; Vote 4:0]

Paisley Meadery Inc., dba Paisley Meadery
36 North King Street

Violation: Section 281-3, HRS [Unlicensed premise did sell liquor without having a valid 2018 liquor license]

ADJUDICATION HEARINGS – CONTINUED TO NEXT AVAILABLE DATE

[Comm. Minn moved to accept or amend recommended penalty; Comm. Lee seconded; Vote 4:0]

A & T Lounge LLC, dba Saigon Palace Lounge
Dispenser General (Categories 3 & 4 – Live Entertainment or Recorded Music and Dancing; and Hostess)
706 Sheridan Street, #B1

Charge 1

Violation: Rule 3-84-78.02(a) [Permitted a person in the licensed premises, other than registered dancers during their performances, to be unclothed or in such attire, costume or clothing as to expose to view any portion of the pubic hair, anus, cleft of the buttocks, genitalia, or any portion of the breast below the top of the areola]
Plea: Deny allegations

Charge 2

Violation: Rule 3-84-78.042 [Licensee encouraged and/or permitted a person on the licensed premises to touch, caress or fondle the breasts, buttocks, anus or genitalia of herself or any other person, either directly or through the clothing or any other material]
Plea: Deny allegations

Charge 3

Violation: Rule 3-84-78.04(a) [Permitted a person on the licensed premises to perform acts of or acts which simulate sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation or any sexual acts which are prohibited by law]
Plea: Deny allegations

Maki International Co., Ltd., dba Shabu Shabu House
Restaurant General (Category No. 1 – Standard Bar)
1221 Kapiolani Boulevard, Suite 108

Violation: Section 281-41(h), HRS [Licensee, without Commission approval, transferred its business to another person, either openly or under undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate]

ADJUDICATION HEARINGS – NO ACTION TAKEN

[Commissioners Lee and Miyashiro recused]

FEC Kaimuki Partners, LLC, dba Champs
Restaurant General (Category No. 1 – Standard Bar)
3457 Waialae Avenue

Violation: Rule 3-81-17.54(c) [Late filing of gross liquor sales report]

FEC Kaimuki Partners, LLC, dba Champs
Restaurant General (Category No. 1 – Standard Bar)
3457 Waialae Avenue

Violation: Rule 3-82-38.4(c) [Utilized an electronic or otherwise recorded payroll registration without prior approval]